

## **EXHIBIT A**

## ALABAMA SJIS CASE DETAIL



County: **11** Case Number: **CV-2021-900269.00** Court Action:  
 Style: **TRACIE R. NOBLES V. WAL-MART STORES INC.**

**PREPARED FOR: JULIE PEARCE**

Real Time

**Case Action Summary**

Date:	Time	Code	Comments	Operator
7/7/2021	8:41 AM	ECOMP	COMPLAINT E-FILED.	MAY038
7/8/2021	8:52 AM	FILE	FILED THIS DATE: 07/07/2021 (AV01)	VIS
7/8/2021	8:52 AM	EORD	E-ORDER FLAG SET TO "Y" (AV01)	VIS
7/8/2021	8:52 AM	ASSJ	ASSIGNED TO JUDGE: TIMOTHY C BURGESS (AV01)	VIS
7/8/2021	8:52 AM	SCAN	CASE SCANNED STATUS SET TO: N (AV01)	VIS
7/8/2021	8:52 AM	TDMJ	JURY TRIAL REQUESTED (AV01)	VIS
7/8/2021	8:52 AM	STAT	CASE ASSIGNED STATUS OF: ACTIVE (AV01)	VIS
7/8/2021	8:52 AM	ORIG	ORIGIN: TRANSFERRED (AV01)	VIS
7/8/2021	8:52 AM	C001	C001 PARTY ADDED: NOBLES TRACIE R. (AV02)	VIS
7/8/2021	8:52 AM	C001	INDIGENT FLAG SET TO: N (AV02)	VIS
7/8/2021	8:52 AM	C001	LISTED AS ATTORNEY FOR C001: MAY EDWARD EUGENE II (AV02)	VIS
7/8/2021	8:52 AM	C001	C001 E-ORDER FLAG SET TO "Y" (AV02)	VIS
7/8/2021	8:52 AM	D001	D001 PARTY ADDED: WAL-MART STORES INC. (AV02)	VIS
7/8/2021	8:52 AM	D001	INDIGENT FLAG SET TO: N (AV02)	VIS
7/8/2021	8:52 AM	D001	LISTED AS ATTORNEY FOR D001: PRO SE (AV02)	VIS
7/8/2021	8:52 AM	D001	SERVICE WAIVED ON 07/08/2021 FOR D001 (AV02)	VIS
7/8/2021	8:52 AM	D001	D001 E-ORDER FLAG SET TO "Y" (AV02)	VIS
7/8/2021	8:54 AM	SCAN	CASE SCANNED STATUS SET TO: Y (AV01)	VIS
7/8/2021	8:55 AM	D001	SERVICE DATE AND TYPE DELETED (AV02)	VIS
7/8/2021	8:58 AM	TEXT	EMAILED JUDGE BURGESS OFFICE RE: CASE ASSIGNMENT	VIS
7/8/2021	8:59 AM	ESCAN	SCAN - FILED 7/8/2021 - COMPLETE FILE	VIS
7/8/2021	8:59 AM	ESCAN	SCAN - FILED 7/8/2021 - COMPLETE FILE	VIS
7/8/2021	8:59 AM	ESCAN	SCAN - FILED 7/8/2021 - COMPLETE FILE	VIS
7/8/2021	9:00 AM	TRAN	TRANSMITTAL NOTICE SENT TO ALL	VIS
7/8/2021	9:02 AM	ESCAN	SCAN - FILED 7/8/2021 - MISC	VIS
7/8/2021	9:07 AM	TEXT	EMAILED AND MAILED CLERK JACQUELINE SMITH,	VIS
7/8/2021	9:07 AM	TEXT	ROOM 400, 716 RICHARD ARRINGTON JR. BLVD N.,	VIS
7/8/2021	9:07 AM	TEXT	B'HAM, AL COMPLETED CHANGE OF VENUE FORM	VIS
7/8/2021	9:09 AM	ESCAN	SCAN - FILED 7/8/2021 - SJIS TRANSMITTAL	VIS
7/8/2021	9:17 AM	TEXT	LEFT VOICE MAIL W/ ATTY MAY'S OFFICE RE: CASE	VIS
7/8/2021	9:17 AM	TEXT	NUMBER FOR CALHOUN CO.	VIS
7/8/2021	9:23 AM	ESCAN	SCAN - FILED 7/8/2021 - COMPLETE FILE	VIS
7/8/2021	10:26 AM	ESCAN	SCAN - FILED 7/8/2021 - EMAIL	VIS
9/2/2021	8:55 PM	ETRAN	ALIAS SUMMONS - SUMMONS	
9/2/2021	8:55 PM	----	SCANNED - ALIAS SUMMONS - TRANSMITTAL - E-NOTICE TRANSMITTALS	
9/2/2021	8:55 PM	----	SCANNED - ALIAS SUMMONS - SUMMONS - E-NOTICE TRANSMITTALS	
9/2/2021	8:56 PM	EALIA	ALIAS SUMMONS E-FILED	MAY038
9/2/2021	8:57 PM	D001	REISSUE OF CERT MAIL-FI ON 09/02/2021 FOR D001	AJA

 **END OF THE REPORT**



**JACQUELINE ANDERSON SMITH**  
JEFFERSON COUNTY CIRCUIT CLERK  
TENTH JUDICIAL CIRCUIT OF ALABAMA  
ROOM 400  
716 RICHARD ARRINGTON, JR. BOULEVARD, NORTH  
BIRMINGHAM, AL 35203  
PHONE (205) 325-5355

**FILED**

JUL 07 2021

**CHANGE OF VENUE**

KIM McCARSON, CLERK

I, Jacqueline Anderson Smith, Circuit Clerk of Jefferson County, Alabama do hereby CERTIFY that all proceedings of the within styled cause have been scanned into Alacourt Plus and can be retrieved by pulling up County 01-CV 2020 902461 of Jefferson County.

Jacqueline Anderson Smith  
Jacqueline Anderson Smith

Please return this letter to my office stamped filed and the new case number.

New Case Number \_\_\_\_\_

Filed Date \_\_\_\_\_



ELECTRONICALLY FILED  
4/8/2021 10:57 AM  
01-CV-2020-902461.00  
CIRCUIT COURT OF  
JEFFERSON COUNTY, ALABAMA  
JACQUELINE ANDERSON SMITH, CLERK

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

NOBLES TRACIE R., )  
Plaintiff, )  
 )  
V. ) Case No.: CV-2020-902461.00  
 )  
WAL-MART STORES INC, )  
Defendant. )

**ORDER**

The Court is in receipt of the Plaintiff's Motion to Transfer Venue.

Based on the representation of the Plaintiff's counsel, it appears that this matter was inadvertently filed in Jefferson County, Alabama. The proper venue for this action appears to be Calhoun County, Alabama. After due consideration, the Court finds the Motion well taken, and the same is hereby GRANTED.

It is therefore ORDERED, ADJUDGED and DECREED that the Clerk of the Court is hereby ORDERED and DIRECTED to take those steps necessary to transfer this matter to the Circuit Court of Calhoun County, Alabama.

**DONE this 8<sup>th</sup> day of April, 2021.**

/s/ DONALD E. BLANKENSHIP  
**CIRCUIT JUDGE**

FV24 CIVIL FEE SHEET SITE: 01 JEFFERSON OFFICE: 5 FEVVF24  
CASE: CV 2020 902461 00 PARTY: 000 ATTY:  
STYLE: TRACIE R. NOBLES V. WAL-MART STORES INC  
NAME: NOBLES TRACIE R. ? \$\$\$: Y AMT: 0000000000 ATYFEE: 000000  
TYPE PAYMENT: AMOUNT: REC: Y STATUS: FREQ: AMT: 0000000000  
WITHHOLDING: CODE: DATE: 00000000 ITEM/CHECK NUMBER:  
COMMENTS: CREDIT CARD REF NO: 20SPMB53

A	P	AMOUNT	S	C	F	ACCT	FROM	FOR	TO	DUEDATE	PAID	BALANCE	HOLD
			A	A	N	CONV	C001	000	000	0000000000	000001804	0000000000	0000000000
			A	A	N	CV05	C001	000	000	000030600	000030600	0000000000	0000000000
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			A	A	N	VADM	C001	000	000	000004500	000004500	0000000000	0000000000

0000045100 0000046904 000001804 000000000

\*\*\* END OF ACCOUNTS FOR CASE \*\*\*

01=MNU 02=FEV 03=NDX 04=PTY 05=CLR 06=OCS 07=SUG 08=ACT 09=D\$\$ 10=XFR 11=FWD  
12=CSE 13=DID 14=ABR 15=RPT 16=PHT 17=RCP 18=PRF 19=SCR 20=OFF 22=PFM 24=HLP



**JACQUELINE ANDERSON SMITH, CLERK  
CIRCUIT COURT OF JEFFERSON COUNTY  
CIVIL DIVISION - ROOM 400  
716 RICHARD ARRINGTON JR. BLVD NORTH  
BIRMINGHAM, ALABAMA 35203**

2

卷之三

JUL 07 2021

KIM McCARSON, CLER.

CIRCUIT CLERK - CALHOUN COUNTY  
25 WEST 11TH ST STE 500  
ANNISTON, AL 36201

36201 \$4583 0004

AVS309

ALABAMA JUDICIAL DATA CENTER  
CALHOUN COUNTY

## TRANSMITTAL

CV 2021 900269.00  
TIMOTHY C BURGESSIN THE CIRCUIT COURT OF CALHOUN  
TRACIE R. NOBLES V. WAL-MART STORES INC.

COUNTY

TO: NOBLES TRACIE R.  
5430 CENTERBROOK DR.  
APT. 1C  
ANNISTON , AL 36206-0000ATTY: MAY EDWARD EUGENE II  
420 20TH ST N STE 2260  
BIRMINGHAM , AL 35203-5200PLEASE BE ADVISED THAT THIS CASE HAS BEEN TRANSFERRED FROM JEFFERSON  
COUNTY TO CALHOUN COUNTY. THE CASE NUMBER IS 11 CV 2021 900269 AND  
THE CASE HAS BEEN ASSIGNED TO JURY JUDGE BURGESS. THANK YOU.

NOTICE DATE: 07/08/2021

CLERK: KIM MCCARSON  
300 CALHOUN CO COURTHOUSE  
ANNISTON AL 36201  
(256) 231-1750OPERATOR: VIS  
PREPARED: 07/08/2021

AVS309

ALABAMA JUDICIAL DATA CENTER  
CALHOUN COUNTY

## TRANSMITTAL

CV 2021 900269.00  
TIMOTHY C BURGESS

IN THE CIRCUIT COURT OF CALHOUN

COUNTY

TRACIE R. NOBLES V. WAL-MART STORES INC.

TO: WAL-MART STORES INC.  
2 NORTH JACKSON ST.  
SUITE 605  
MONTGOMERY, AL 36104-0000

ATTY: \*\*\* PRO SE \*\*\*

PLEASE BE ADVISED THAT THIS CASE HAS BEEN TRANSFERRED FROM JEFFERSON COUNTY TO CALHOUN COUNTY. THE CASE NUMBER IS 11 CV 2021 900269 AND THE CASE HAS BEEN ASSIGNED TO JURY JUDGE BURGESS. THANK YOU.

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PREPARED: 07/08/2021

AVS309

ALABAMA JUDICIAL DATA CENTER  
CALHOUN COUNTY

## TRANSMITTAL

CV 2021 900269.00  
TIMOTHY C BURGESSIN THE CIRCUIT COURT OF CALHOUN  
TRACIE R. NOBLES V. WAL-MART STORES INC.

COUNTY

TO: MAY EDWARD EUGENE II  
420 20TH ST N STE 2260  
BIRMINGHAM AL 35203

ATTORNEY FOR C001: NOBLES TRACIE R

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300 CALHOUN CO COURTHOUSE  
ANNISTON AL 36201  
(256) 231-1750OPERATOR: VIS  
PREPARED: 07/08/2021



State of Alabama  
Unified Judicial System  
Form AR Civ-93 Rev. 9/18

**COVER SHEET  
CIRCUIT COURT - CIVIL CASE**  
(Not For Domestic Relations Cases)

Ca: 01  
Date of Filing: 07/06/2020

**GENERAL INFORMATION**

**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA**  
**TRACIE R. NOBLES v. WAL-MART STORES INC**

First Plaintiff:  Business  Individual  
 Government  Other

First Defendant:  Business  Individual  
 Government  Other

**NATURE OF SUIT:** Select primary cause of action, by checking box (check only one) that best characterizes your action:

**TORTS: PERSONAL INJURY**

- WDEA - Wrongful Death
- TONG - Negligence: General
- TOMV - Negligence: Motor Vehicle
- TOWA - Wantonness
- TOPL - Product Liability/AEMLD
- TOMM - Malpractice-Medical
- TOLM - Malpractice-Legal
- TOOM - Malpractice-Other
- TBFM - Fraud/Bad Faith/Misrepresentation
- TOXX - Other: \_\_\_\_\_

**TORTS: PERSONAL INJURY**

- TOPE - Personal Property
- TORE - Real Property

**OTHER CIVIL FILINGS**

- ABAN - Abandoned Automobile
- ACCT - Account & Nonmortgage
- APAA - Administrative Agency Appeal
- ADPA - Administrative Procedure Act
- ANPS - Adults in Need of Protective Services

**OTHER CIVIL FILINGS (cont'd)**

- MSXX - Birth/Death Certificate Modification/Bond Forfeiture Appeal/Enforcement of Agency Subpoena/Petition to Preserve
- CVRT - Civil Rights
- COND - Condemnation/Eminent Domain/Right-of-Way
- CTMP - Contempt of Court
- CONT - Contract/Ejectment/Writ of Seizure
- TOCN - Conversion
- EQND - Equity Non-Damages Actions/Declaratory Judgment/Injunction Election Contest/Quiet Title/Sale For Division
- CVUD - Eviction Appeal/Unlawful Detainer
- FORJ - Foreign Judgment
- FORF - Fruits of Crime Forfeiture
- MSHC - Habeas Corpus/Extraordinary Writ/Mandamus/Prohibition
- PFAB - Protection From Abuse
- EPFA - Elder Protection From Abuse
- FELA - Railroad/Seaman (FELA)
- RPRO - Real Property
- WTEG - Will/Trust/Estate/Guardianship/Conservatorship
- COMP - Workers' Compensation
- CVXX - Miscellaneous Circuit Civil Case

ORIGIN: F  INITIAL FILING

A  APPEAL FROM  
DISTRICT COURT

O  OTHER

R  REMANDED

T  TRANSFERRED FROM  
OTHER CIRCUIT COURT

HAS JURY TRIAL BEEN DEMANDED?  YES  NO

Note: Checking "Yes" does not constitute a demand for a jury trial. (See Rules 38 and 39, Ala.R.Civ.P, for procedure)

RELIEF REQUESTED:  MONETARY AWARD REQUESTED  NO MONETARY AWARD REQUESTED

**ATTORNEY CODE:**

MAY038

7/6/2020 3:55:03 PM

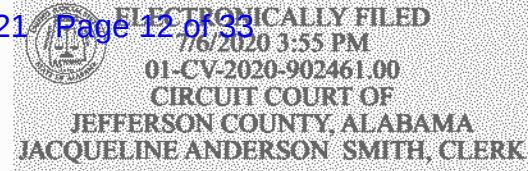
/s/ EDWARD EUGENE MAY II

Date

Signature of Attorney/Party filing this form

MEDIATION REQUESTED:  YES  NO  UNDECIDED

Election to Proceed under the Alabama Rules for Expedited Civil Actions:  YES  NO

IN THE CIRCUIT CIVIL COURT OF THE  
CALHOUN COUNTY, ALABAMA

CASE NO.:

TRACIE R. NOBLES

Plaintiff,

vs.

WAL-MART STORES, INC.,  
Defendant.

## COMPLAINT

The Plaintiff, Tracie R. Nobles, sues the Defendant, WAL-MART STORES, INC., and alleges:

1. This is an action for damages in excess of \$275,000.00, exclusive of interest, costs and attorney's fees.
2. Defendant, WAL-MART STORES, INC., is a foreign corporation which at all material times conducted business in the State of Alabama and is subject to jurisdiction in Alabama as it has committed a tort in Alabama.
3. On or about November 9th, 2018 Defendant, WAL-MART STORES, INC., was the owner and operator of a Wal-Mart Super Center, Store #329, in Calhoun County Alabama.
4. On that date, Plaintiff went onto Defendant's premises to shop when she was caused to slip and fall as a result of water or some other transitory substance on the floor in the frozen food department.
5. Defendant knew, or, in the exercise of reasonable care should have known, of the condition, or Defendant created the condition either through the acts of its employees, in its negligent maintenance of equipment, or in its negligent method of operation, and Defendant should have corrected the condition or warned Plaintiff of its existence. Additionally, Defendant should have had non-slip surface which would have prevented the fall which resulted from a foreseeable condition or should have had a mechanism in place to prevent the bulging of the door mats which would have prevented tripping and falling.

6. As a result of the negligence of the Defendant, Plaintiff suffered permanent bodily injury, and resulting pain and suffering, disability, disfigurement, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care, treatment, and loss of earnings or loss of ability to earn money. As the injuries are permanent, Plaintiff will continue to suffer losses in the future.

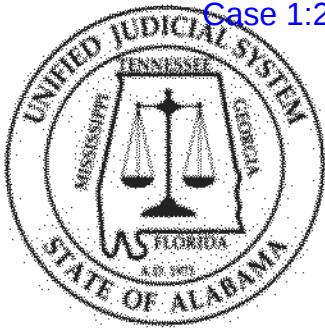
WHEREFORE, the Plaintiff, Tracie R. Nobles, demand judgment for compensatory damages against the Defendant, WAL-MART STORES, INC., and further demands a trial by jury of all issues so triable.

/s/Edward E. May, II.

Attorney for Plaintiff  
1603 5<sup>th</sup> Ave No  
Birmingham, AL 35203

Telephone: (205) 252-29203  
Facsimile: (205) 324-0511

By: /s/ Edward E. May II  
Edward E. May, II (MAY038)



## AlaFile E-Notice

01-CV-2020-902461.00

To: EDWARD EUGENE MAY II  
Mayoredmayesq@gmail.com

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

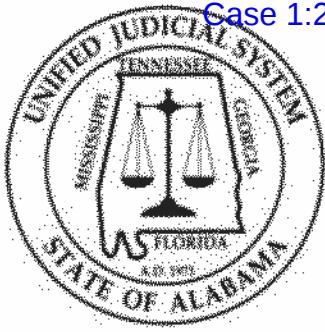
TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

The following complaint was FILED on 7/6/2020 3:55:00 PM

Notice Date: 7/6/2020 3:55:00 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov



## AlaFile E-Notice

01-CV-2020-902461.00

To: WAL-MART STORES INC  
2 NORTH JACKSON ST.  
SUITE 605  
MONTGOMERY, AL, 36104

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

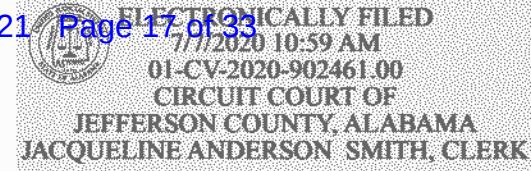
The following complaint was FILED on 7/6/2020 3:55:00 PM

Notice Date: 7/6/2020 3:55:00 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov

State of Alabama Unified Judicial System Form C-34 Rev. 4/2017	<b>SUMMONS</b> <b>- CIVIL -</b>	<b>Court Case Number</b> 01-CV-2020-902461.00
<b>IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA</b> <b>TRACIE R. NOBLES V. WAL-MART STORES INC</b>		
<b>NOTICE TO:</b> WAL-MART STORES INC, 2 NORTH JACKSON ST. SUITE 605, MONTGOMERY, AL 36104 <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Name and Address of Defendant)</div>		
<p>THE COMPLAINT OR OTHER DOCUMENT WHICH IS ATTACHED TO THIS SUMMONS IS IMPORTANT, AND YOU MUST TAKE IMMEDIATE ACTION TO PROTECT YOUR RIGHTS. YOU OR YOUR ATTORNEY ARE REQUIRED TO FILE THE ORIGINAL OF YOUR WRITTEN ANSWER, EITHER ADMITTING OR DENYING EACH ALLEGATION IN THE COMPLAINT OR OTHER DOCUMENT, WITH THE CLERK OF THIS COURT. A COPY OF YOUR ANSWER MUST BE MAILED OR HAND DELIVERED BY YOU OR YOUR ATTORNEY TO THE PLAINTIFF(S) OR ATTORNEY(S) OF THE PLAINTIFF(S), EDWARD EUGENE MAY II</p> <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">[Name(s) of Attorney(s)]</div>		
<p>WHOSE ADDRESS(ES) IS/ARE: 1820 7TH AVE. NO. STE. 108, BIRMINGHAM, AL 35203</p> <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">[Address(es) of Plaintiff(s) or Attorney(s)]</div>		
<p>THE ANSWER MUST BE MAILED OR DELIVERED WITHIN 30 DAYS AFTER THIS SUMMONS AND COMPLAINT OR OTHER DOCUMENT WERE SERVED ON YOU OR A JUDGMENT BY DEFAULT MAY BE RENDERED AGAINST YOU FOR THE MONEY OR OTHER THINGS DEMANDED IN THE COMPLAINT OR OTHER DOCUMENT.</p>		
<b>TO ANY SHERIFF OR ANY PERSON AUTHORIZED BY THE ALABAMA RULES OF CIVIL PROCEDURE TO SERVE PROCESS:</b>		
<p><input type="checkbox"/> You are hereby commanded to serve this Summons and a copy of the Complaint or other document in this action upon the above-named Defendant.</p>		
<p><input checked="" type="checkbox"/> Service by certified mail of this Summons is initiated upon the written request of <u>TRACIE R. NOBLES</u> <span style="float: right;">[Name(s)]</span> pursuant to the Alabama Rules of the Civil Procedure.</p>		
<p>07/06/2020</p> <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Date)</div>	<p>/s/ JACQUELINE ANDERSON SMITH</p> <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Signature of Clerk)</div>	<p>By: _____</p> <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Name)</div>
<p><input checked="" type="checkbox"/> Certified Mail is hereby requested.</p>		
<p>/s/ EDWARD EUGENE MAY II</p> <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Plaintiff's/Attorney's Signature)</div>		
<b>RETURN ON SERVICE</b>		
<p><input type="checkbox"/> Return receipt of certified mail received in this office on _____  <span style="float: right;">(Date)</span></p>		
<p><input type="checkbox"/> I certify that I personally delivered a copy of this Summons and Complaint or other document to _____  <span style="float: right;">County,</span>  <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Name of Person Served)</div> <span style="float: right;">(Name of County)</span> </p>		
<p>Alabama on _____  <span style="float: right;">County,</span>  <hr style="border: 0.5px solid black; margin: 5px 0;"/> <div style="text-align: center; margin: 0 10px;">(Date)</div> <span style="float: right;">(Address of Server)</span> </p>		
<p>(Type of Process Server) _____</p>		
<p>(Server's Signature) _____</p>		
<p>(Server's Printed Name) _____</p>		
<p>(Phone Number of Server) _____</p>		



IN THE CIRCUIT CIVIL COURT OF THE  
CALHOUN COUNTY, ALABAMA

CASE NO.:

TRACIE R. NOBLES

Plaintiff,

vs.

WAL-MART STORES, INC.,  
Defendant.

**AMENDED COMPLAINT**

The Plaintiff, Tracie R. Nobles, sues the Defendant, WAL-MART STORES, INC., and alleges:

1. This is an action for damages in excess of \$275,000.00, exclusive of interest, costs and attorney's fees.
2. Defendant, WAL-MART STORES, INC., is a foreign corporation which at all material times conducted business in the State of Alabama and is subject to jurisdiction in Alabama as it has committed a tort in Alabama.
3. On or about November 9th, 2018 Defendant, WAL-MART STORES, INC., was the owner and operator of a Wal-Mart Super Center, Store #329, in Calhoun County Alabama.
4. On that date, Plaintiff went onto Defendant's premises to shop when she was caused to slip and fall as a result of a malfunctioning door mat at the entrance of the Wal-Mart Store #329.
5. Defendant knew, or, in the exercise of reasonable care should have known, of the condition, or Defendant created the condition either through the acts of its employees, in its negligent maintenance of equipment, or in its negligent method of operation, and Defendant should have corrected the condition or warned Plaintiff of its existence. Additionally, Defendant should have had non-slip surface which would have prevented the fall which resulted from a foreseeable condition or should have had a mechanism in place to prevent the bulging of the door mats which would have prevented tripping and falling.

6. As a result of the negligence of the Defendant, Plaintiff suffered permanent bodily injury, and resulting pain and suffering, disability, disfigurement, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care, treatment, and loss of earnings or loss of ability to earn money. As the injuries are permanent, Plaintiff will continue to suffer losses in the future.

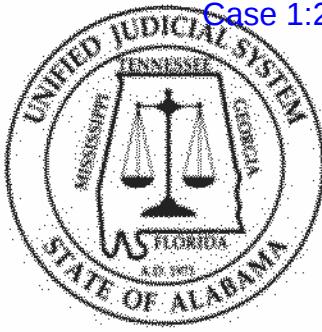
WHEREFORE, the Plaintiff, Tracie R. Nobles, demand judgment for compensatory damages against the Defendant, WAL-MART STORES, INC., and further demands a trial by jury of all issues so triable.

/s/Edward E. May, II.

Attorney for Plaintiff  
1603 5<sup>th</sup> Ave No  
Birmingham, AL 35203

Telephone: (205) 252-29203  
Facsimile: (205) 324-0511

By: /s/ Edward E. May II  
Edward E. May, II (MAY038)



## AlaFile E-Notice

01-CV-2020-902461.00

To: EDWARD EUGENE MAY II  
Mayoredmayesq@gmail.com

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

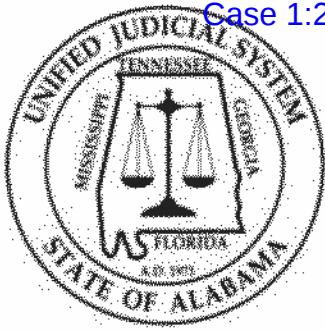
TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

The following complaint was FILED on 7/7/2020 10:59:06 AM

Notice Date: 7/7/2020 10:59:06 AM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov



## AlaFile E-Notice

01-CV-2020-902461.00

To: WAL-MART STORES INC (PRO SE)  
2 NORTH JACKSON ST.  
SUITE 605  
MONTGOMERY, AL, 36104-0000

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

The following complaint was FILED on 7/7/2020 10:59:06 AM

Notice Date: 7/7/2020 10:59:06 AM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov

## STATE OF ALABAMA

Revised 3/5/08

Case

ELECTRONICALLY FILED

3/29/2021 2:20 PM

01-CV-2020-902461.00

CIRCUIT COURT OF

JEFFERSON COUNTY, ALABAMA

JACQUELINE ANDERSON SMITH, CLERK

Unified Judicial System

01-JEFFERSON

 District Court Circuit Court

CV2

## CIVIL MOTION COVER SHEET

TRACIE R. NOBLES V. WAL-MART STORES INC

Name of Filing Party: C001 - NOBLES TRACIE R.

Name, Address, and Telephone No. of Attorney or Party, If Not Represented.

EDWARD EUGENE MAY II  
 1820 7TH AVE. NO. STE. 108  
 BIRMINGHAM, AL 35203  
 Attorney Bar No.: MAY038

 Oral Arguments Requested

## TYPE OF MOTION

Motions Requiring Fee	Motions Not Requiring Fee
<input type="checkbox"/> Default Judgment (\$50.00) Joinder in Other Party's Dispositive Motion <input type="checkbox"/> (i.e. Summary Judgment, Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00)  <input type="checkbox"/> Judgment on the Pleadings (\$50.00)  <input type="checkbox"/> Motion to Dismiss, or in the Alternative <input type="checkbox"/> Summary Judgment (\$50.00)  Renewed Dispositive Motion (Summary <input type="checkbox"/> Judgment, Judgment on the Pleadings, or other Dispositive Motion not pursuant to Rule 12(b)) (\$50.00)  <input type="checkbox"/> Summary Judgment pursuant to Rule 56 (\$50.00)  <input type="checkbox"/> Motion to Intervene (\$297.00)  <input type="checkbox"/> Other pursuant to Rule _____ (\$50.00)	<input type="checkbox"/> Add Party <input type="checkbox"/> Amend <input checked="" type="checkbox"/> Change of Venue/Transfer <input type="checkbox"/> Compel <input type="checkbox"/> Consolidation <input type="checkbox"/> Continue <input type="checkbox"/> Deposition <input type="checkbox"/> Designate a Mediator <input type="checkbox"/> Judgment as a Matter of Law (during Trial) <input type="checkbox"/> Disburse Funds <input type="checkbox"/> Extension of Time <input type="checkbox"/> In Limine <input type="checkbox"/> Joinder <input type="checkbox"/> More Definite Statement <input type="checkbox"/> Motion to Dismiss pursuant to Rule 12(b) <input type="checkbox"/> New Trial <input type="checkbox"/> Objection of Exemptions Claimed <input type="checkbox"/> Pendente Lite <input type="checkbox"/> Plaintiff's Motion to Dismiss <input type="checkbox"/> Preliminary Injunction <input type="checkbox"/> Protective Order <input type="checkbox"/> Quash <input type="checkbox"/> Release from Stay of Execution <input type="checkbox"/> Sanctions <input type="checkbox"/> Sever <input type="checkbox"/> Special Practice in Alabama <input type="checkbox"/> Stay <input type="checkbox"/> Strike <input type="checkbox"/> Supplement to Pending Motion <input type="checkbox"/> Vacate or Modify <input type="checkbox"/> Withdraw <input type="checkbox"/> Other
pursuant to Rule _____ (Subject to Filing Fee)	

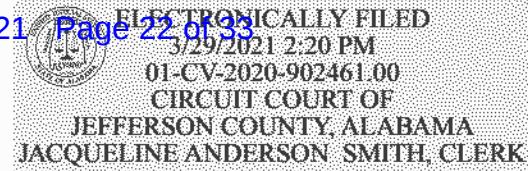
Check here if you have filed or are filing contemporaneously with this motion an Affidavit of Substantial Hardship or if you are filing on behalf of an agency or department of the State, county, or municipal government. (Pursuant to §6-5-1 Code of Alabama (1975), governmental entities are exempt from prepayment of filing fees)

Date:

3/29/2021 2:19:42 PM

Signature of Attorney or Party

/s/ EDWARD EUGENE MAY II



IN THE CIRCUIT CIVIL COURT OF THE  
JEFFERSON COUNTY, ALABAMA

CASE NO.: **CV-2020-902461.00**

TRACIE R. NOBLES  
Plaintiff,

vs.

WAL-MART STORES, INC.,  
Defendant.

**MOTION TO TRANSFER VENUE**

COMES NOW, Counsel for the above named Plaintiff and files the above named motion and for counsel would show the following:

- 1.) That the above styled case was initiated on July 6<sup>th</sup>, 2020.
- 2.) That style of the case states "Calhoun County" as the court of jurisdiction in which the action should be initiated. However, due to a recently discovered clerical error the action was actually filed in Jefferson County.
- 3.) That the Defendants have not been served and thus have not answered.
- 4.) That the proper and intended venue is Calhoun County Alabama.

**WHEREFORE PREMISE CONSIDERED**, counsel respectfully request that this court would grant this above entitled Motion and direct the clerk's office to take the necessary steps to effectuate the requested transfer.

Respectfully submitted,

/s/Edward E. May II

Edward E. May, II (MAY038)  
Attorney for Plaintiff  
420 20<sup>th</sup> Street North,  
STE 2260  
Birmingham, AL 35203  
205-252-9203 office

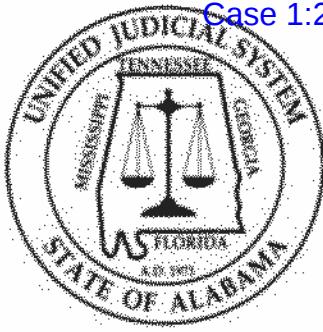
205-324-0511  
Email: [Mayoredmayesq@gmail.com](mailto:Mayoredmayesq@gmail.com)

CERTIFICATE OF SERVICE

I the Undersigned Counsel do hereby certify that I have served a copy of the foregoing on the Defendant named below on the 18<sup>th</sup> Day of February, 2021.

WAL-MART STORES, INC.

/s/Edward E. May II  
OF COUNSEL



## AlaFile E-Notice

01-CV-2020-902461.00

Judge: DONALD E. BLANKENSHIP

To: EDWARD EUGENE MAY II  
Mayoredmayesq@gmail.com

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

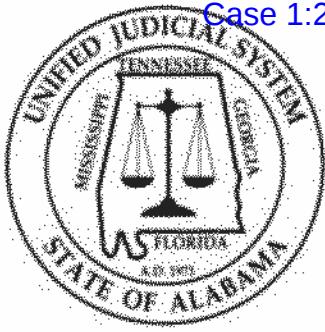
The following matter was FILED on 3/29/2021 2:19:31 PM

**C001 NOBLES TRACIE R.**  
MOTION FOR CHANGE OF VENUE/TRANSFER  
[Filer: MAY EDWARD EUGENE II]

Notice Date: 3/29/2021 2:19:31 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov



## AlaFile E-Notice

01-CV-2020-902461.00

Judge: DONALD E. BLANKENSHIP

To: WAL-MART STORES INC (PRO SE)  
2 NORTH JACKSON ST.  
SUITE 605  
MONTGOMERY, AL, 36104-0000

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

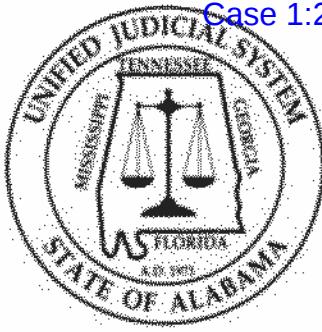
The following matter was FILED on 3/29/2021 2:19:31 PM

**C001 NOBLES TRACIE R.**  
MOTION FOR CHANGE OF VENUE/TRANSFER  
[Filer: MAY EDWARD EUGENE II]

Notice Date: 3/29/2021 2:19:31 PM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov



## AlaFile E-Notice

01-CV-2020-902461.00

Judge: DONALD E. BLANKENSHIP

To: MAY EDWARD EUGENE II  
Mayoredmayesq@gmail.com

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

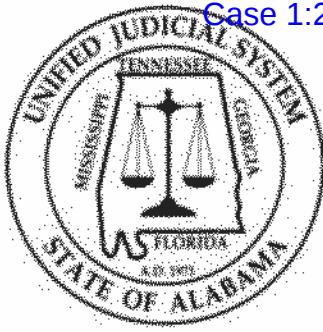
TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

The following matter was FILED on 4/8/2021 10:57:38 AM

Notice Date: 4/8/2021 10:57:38 AM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov



## AlaFile E-Notice

01-CV-2020-902461.00

Judge: DONALD E. BLANKENSHIP

To: WAL-MART STORES INC (PRO SE)  
2 NORTH JACKSON ST.  
SUITE 605  
MONTGOMERY, AL, 36104-0000

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## NOTICE OF ELECTRONIC FILING

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IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA

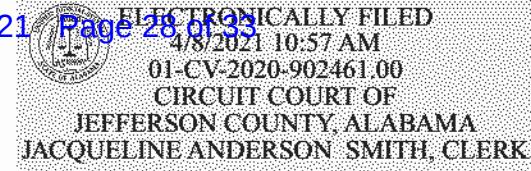
TRACIE R. NOBLES V. WAL-MART STORES INC  
01-CV-2020-902461.00

The following matter was FILED on 4/8/2021 10:57:38 AM

Notice Date: 4/8/2021 10:57:38 AM

JACQUELINE ANDERSON SMITH  
CIRCUIT COURT CLERK  
JEFFERSON COUNTY, ALABAMA  
JEFFERSON COUNTY, ALABAMA  
716 N. RICHARD ARRINGTON BLVD.  
BIRMINGHAM, AL, 35203

205-325-5355  
jackie.smith@alacourt.gov



**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

NOBLES TRACIE R., )  
Plaintiff, )  
 )  
V. ) Case No.: CV-2020-902461.00  
 )  
WAL-MART STORES INC, )  
Defendant. )

**ORDER**

The Court is in receipt of the Plaintiff's Motion to Transfer Venue.

Based on the representation of the Plaintiff's counsel, it appears that this matter was inadvertently filed in Jefferson County, Alabama. The proper venue for this action appears to be Calhoun County, Alabama. After due consideration, the Court finds the Motion well taken, and the same is hereby GRANTED.

It is therefore ORDERED, ADJUDGED and DECREED that the Clerk of the Court is hereby ORDERED and DIRECTED to take those steps necessary to transfer this matter to the Circuit Court of Calhoun County, Alabama.

**DONE this 8<sup>th</sup> day of April, 2021.**

**/s/ DONALD E. BLANKENSHIP**  
**CIRCUIT JUDGE**

JACQUELINE ANDERSON SMITH  
JEFFERSON COUNTY CIRCUIT CLERK  
TENTH JUDICIAL CIRCUIT OF ALABAMA  
ROOM 400  
716 RICHARD ARRINGTON, JR. BOULEVARD, NORTH  
BIRMINGHAM, AL 35203  
PHONE (205) 325-5355

## CHANGE OF VENUE

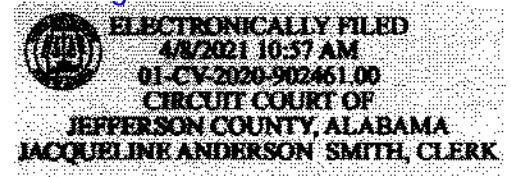
I, Jacqueline Anderson Smith, Circuit Clerk of Jefferson County, Alabama do hereby CERTIFY that all proceedings of the within styled cause have been scanned into Alacourt Plus and can be retrieved by pulling up County 01-CV 2020 902461 of Jefferson County.

*Jacqueline Anderson Smith*  
\_\_\_\_\_  
Jacqueline Anderson Smith

Please return this letter to my office stamped filed and the new case number.

New Case Number \_\_\_\_\_

Filed Date \_\_\_\_\_



**IN THE CIRCUIT COURT OF JEFFERSON COUNTY, ALABAMA  
BIRMINGHAM DIVISION**

NOBLES TRACIE R., )  
Plaintiff, )  
 )  
V. ) Case No.: CV-2020-902461.00  
 )  
WAL-MART STORES INC, )  
Defendant. )

**ORDER**

The Court is in receipt of the Plaintiff's Motion to Transfer Venue.

Based on the representation of the Plaintiff's counsel, it appears that this matter was inadvertently filed in Jefferson County, Alabama. The proper venue for this action appears to be Calhoun County, Alabama. After due consideration, the Court finds the Motion well taken, and the same is hereby GRANTED.

It is therefore ORDERED, ADJUDGED and DECREED that the Clerk of the Court is hereby ORDERED and DIRECTED to take those steps necessary to transfer this matter to the Circuit Court of Calhoun County, Alabama.

**DONE this 8<sup>th</sup> day of April, 2021.**

/s/ DONALD E. BLANKENSHIP  
**CIRCUIT JUDGE**

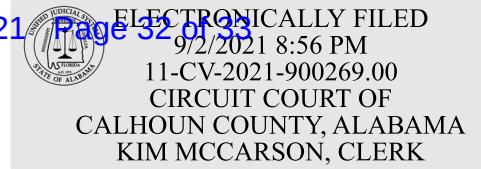
FV24 CIVIL FEE SHEET SITE: 01 JEFFERSON OFFICE: 5 FEVVF24  
CASE: CV 2020 902461 00 PARTY: 000 ATTY:  
STYLE: TRACIE R. NOBLES V. WAL-MART STORES INC  
NAME: NOBLES TRACIE R. ? \$\$\$: Y AMT: 0000000000 ATYFEE: 000000  
TYPE PAYMENT: AMOUNT: REC: Y STATUS: FREQ: AMT: 0000000000  
WITHHOLDING: CODE: DATE: 00000000 ITEM/CHECK NUMBER:  
COMMENTS: CREDIT CARD REF NO: 20SPMB53

A	P	AMOUNT	S	C	F	ACCT	FROM	FOR	TO	DUEDATE	PAID	BALANCE	HOLD
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\*\*\* END OF ACCOUNTS FOR CASE \*\*\*

01=MNU 02=FEV 03=NDX 04=PTY 05=CLR 06=OCS 07=SUG 08=ACT 09=D\$\$ 10=XFR 11=FWD  
12=CSE 13=DID 14=ABR 15=RPT 16=PHT 17=RCP 18=PRF 19=SCR 20=OFF 22=PFM 24=HLP

IN THE CIRCUIT CIVIL COURT OF THE  
CALHOUN COUNTY, ALABAMA

CASE NO.:

TRACIE R. NOBLES

Plaintiff,

vs.

WAL-MART STORES, INC.,  
Defendant.

## COMPLAINT

The Plaintiff, Tracie R. Nobles, sues the Defendant, WAL-MART STORES, INC., and alleges:

1. This is an action for damages in excess of \$275,000.00, exclusive of interest, costs and attorney's fees.
2. Defendant, WAL-MART STORES, INC., is a foreign corporation which at all material times conducted business in the State of Alabama and is subject to jurisdiction in Alabama as it has committed a tort in Alabama.
3. On or about November 9th, 2018 Defendant, WAL-MART STORES, INC., was the owner and operator of a Wal-Mart Super Center, Store #329, in Calhoun County Alabama.
4. On that date, Plaintiff went onto Defendant's premises to shop when she was caused to slip and fall as a result of water or some other transitory substance on the floor in the frozen food department.
5. Defendant knew, or, in the exercise of reasonable care should have known, of the condition, or Defendant created the condition either through the acts of its employees, in its negligent maintenance of equipment, or in its negligent method of operation, and Defendant should have corrected the condition or warned Plaintiff of its existence. Additionally, Defendant should have had non-slip surface which would have prevented the fall which resulted from a foreseeable condition or should have had a mechanism in place to prevent the bulging of the door mats which would have prevented tripping and falling.

6. As a result of the negligence of the Defendant, Plaintiff suffered permanent bodily injury, and resulting pain and suffering, disability, disfigurement, mental anguish, loss of capacity for the enjoyment of life, expense of hospitalization, medical and nursing care, treatment, and loss of earnings or loss of ability to earn money. As the injuries are permanent, Plaintiff will continue to suffer losses in the future.

WHEREFORE, the Plaintiff, Tracie R. Nobles, demand judgment for compensatory damages against the Defendant, WAL-MART STORES, INC., and further demands a trial by jury of all issues so triable.

/s/Edward E. May, II.  
Attorney for Plaintiff  
1603 5<sup>th</sup> Ave No  
Birmingham, AL 35203

Telephone: (205) 252-29203  
Facsimile: (205) 324-0511

By: /s/ Edward E. May II  
Edward E. May, II (MAY038)